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From: John Del Vecchio

Direct Telephone: 716 848 1644

Total Pages: (including cover page) 9

Today's Date: 8/4/04

Comments:

Dear Examiner Ali, Attached is the  
Preliminary Amendment. Please Call me.  
if there is a problem. Respectfully John Del Vecchio  
42, 475

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August 4, 2004

Date of Signature

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Paul J. Walsh  
Serial No.: 10/718,838  
Filed: November 21, 2003  
For: Variable Constant Volume  
Cooling/Heating Unit  
Examiner: Mohammad Ali  
Group Art Unit:

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. This is a Preliminary Amendment for the above-referenced patent application. Applicant has amended claims 5, 7, 11, 13, 14, and 15 to clarify the claim language, and eliminate instances of lack of antecedent basis.

2. Accordingly, what follows on the following page is a listing of the claims which replaces all prior versions of the claims. Words with that are underlined are being added, and words with a strike-out line through them are being deleted.